

# Resolution Cover Sheet

Please include this form with each resolution.

Name of District: Port Angeles School District  
District Address: 216 E. Fourth St.  
Date of Election: Feb. 13, 2018  
Contact Person/Title: David Knechtel, Director of Finance  
Contact Phone: 360-565-3755 Email: dknechtel@portangelesschools.org

Attorney for District: James McNeill  
Attorney Phone: 206-447-5339 Email: jim.mcneill@foster.com

Type of Election (levy, bond, lid lift, etc.): Capital levy to Expand/Renovate Stevens Middle School

Pass / Fail Requirement for this measure (simple majority, supermajority, 60% plus validation, etc.) as determined by your legal counsel:

Levy must be approved by a simple majority of the qualified voters within the district. Applicable statutory references include, among others, Article VII, Section 2(e) of the Washington Constitution and RCW 84.52.053.

**RECEIVED**

**DEC 11 2017**

*JM 10:29 a.m.*

**CLALLAM CO AUDITOR**

## Questions?

Clallam County Elections Department  
223 E 4th St, Suite 1, Port Angeles, WA 98362  
Open Monday - Friday, 8:00 am - 4:30 pm

**Phone:** (360) 417-2222  
**Fax:** (360) 417-2312  
**Email:** [rwagner@co.clallam.wa.us](mailto:rwagner@co.clallam.wa.us)  
**Website:** [www.clallam.net/elections](http://www.clallam.net/elections)

## PORT ANGELES SCHOOL DISTRICT

**DAVID KNECHTEL**  
*Director of Finance*

*dknechtel@portangelesschools.org*  
v. 360.565.3755 216 East Fourth Street  
f. 360.457.0795 Port Angeles, WA 98362  
[www.portangelesschools.org](http://www.portangelesschools.org)

PORT ANGELES SCHOOL DISTRICT NO. 121  
CLALLAM COUNTY, WASHINGTON

CAPITAL LEVY TO EXPAND AND RENOVATE STEVENS MIDDLE  
SCHOOL

RESOLUTION NO. 1718-04

A RESOLUTION of the Board of Directors of Port Angeles School District No. 121, Clallam County, Washington, providing for the submission to the voters of the District at a special election to be held therein on February 13, 2018, of a proposition authorizing a tax levy to be made annually for six years commencing in 2018 for collection in 2019 on all of the taxable property within the District of \$7,590,243, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2019 for collection in 2020 of \$7,666,145, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, in 2020 for collection in 2021 of \$7,742,806, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, in 2021 for collection in 2022 of \$7,820,235, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, in 2022 for collection in 2023 of \$7,898,437, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, and in 2023 for collection in 2024 of \$7,977,421, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, all in excess of the maximum tax levy specified by law for school districts without voter approval, for the District's Capital Projects Fund, the proceeds of such levies to be used to support the construction, modernization and remodeling of school facilities, all as more particularly set forth herein; designating the District's Director of Finance and Business Operations and special counsel to receive notice of the ballot title from the Auditor of Clallam County, Washington; and providing for other matters properly related thereto, all as more particularly set forth herein.

ADOPTED: DECEMBER 7, 2017

*This document prepared by:*

*FOSTER PEPPER PLLC  
1111 Third Avenue, Suite 3000  
Seattle, Washington 98101  
(206) 447-5339*

**RECEIVED**

**DEC 11 2017**

**CLALLAM CO AUDITOR**

*Jm 10:29 a.m.*

PORT ANGELES SCHOOL DISTRICT NO. 121  
CLALLAM COUNTY, WASHINGTON

RESOLUTION NO. 1718-04

A RESOLUTION of the Board of Directors of Port Angeles School District No. 121, Clallam County, Washington, providing for the submission to the voters of the District at a special election to be held therein on February 13, 2018, of a proposition authorizing a tax levy to be made annually for six years commencing in 2018 for collection in 2019 on all of the taxable property within the District of \$7,590,243, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2019 for collection in 2020 of \$7,666,145, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, in 2020 for collection in 2021 of \$7,742,806, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, in 2021 for collection in 2022 of \$7,820,235, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, in 2022 for collection in 2023 of \$7,898,437, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, and in 2023 for collection in 2024 of \$7,977,421, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, all in excess of the maximum tax levy specified by law for school districts without voter approval, for the District's Capital Projects Fund, the proceeds of such levies to be used to support the construction, modernization and remodeling of school facilities, all as more particularly set forth herein; designating the District's Director of Finance and Business Operations and special counsel to receive notice of the ballot title from the Auditor of Clallam County, Washington; and providing for other matters properly related thereto, all as more particularly set forth herein.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF PORT ANGELES SCHOOL DISTRICT NO. 121, CLALLAM COUNTY, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the "Board") of Port Angeles School District No. 121, Clallam County, Washington (the "District"), takes note of the following facts and hereby makes the following findings and determinations:

(a) Overcrowding (including enrollment demands and State of Washington class size reduction and full day kindergarten initiatives) and educationally outdated infrastructure require the District to support the construction, modernization and remodeling of school facilities by expanding and renovating Stevens Middle School, all as more particularly defined and described in Section 2 herein (collectively, the "Projects").

(b) It appears certain that the money in the District's Capital Projects Fund for the school years 2018-2019, 2019-2020, 2020-2021, 2021-2022, 2022-2023, 2023-2024 and 2024-2025 will be insufficient to permit the District to pay costs of the Projects thereof, during such school

years, and that it is necessary that an excess tax levy of \$7,590,243 be made in 2018 for collection in 2019, \$7,666,145 be made in 2019 for collection in 2020, \$7,742,806 be made in 2020 for collection in 2021, \$7,820,235 be made in 2021 for collection in 2022, \$7,898,437 be made in 2022 for collection in 2023, and \$7,977,421 be made in 2023 for collection in 2024, for the District's Capital Projects Fund to provide the money required to meet those costs.

(c) The District is authorized pursuant to Article VII, Section 2(a) of the Washington Constitution and Revised Code of Washington ("RCW") 84.52.053 to submit to the District's voters at a special election, for their approval or rejection, the proposition of whether the District shall levy annual excess property taxes to pay costs of the Projects.

(d) The best interests of the District's students and other inhabitants require the District to carry out and accomplish the Projects as hereinafter provided.

Section 2. Description of the Projects. The Board hereby finds and declares that the Projects to be paid for with proceeds from the excess property tax levies authorized herein are more particularly defined and described as follows:

(a) Expand and renovate Stevens Middle School, including, but not limited to: (1) constructing a new grade level academic wing; (2) expanding music program and Kitchen/Commons; (3) renovating, improving and/or upgrading buildings; (4) making site improvements (including, but not limited to, providing a new bus drop-off area located away from parent drop-off, additional staff parking and expanded event parking); and (5) making other capital improvements, all as deemed necessary and advisable by the Board.

(b) Acquire, construct and install all necessary furniture, equipment, apparatus, accessories, fixtures and appurtenances in the foregoing, all as deemed necessary and advisable by the Board.

(c) Pay incidental costs incurred in connection with carrying out and accomplishing the Projects. Such costs shall be deemed part of the Projects and shall include, but are not limited to: (1) payments for fiscal and legal costs; (2) costs of establishing and funding accounts; (3) necessary and related engineering, architectural, planning, consulting, permitting, inspection and testing costs; (4) administrative and relocation costs; (5) site acquisition and improvement costs; (6) demolition costs; (7) costs related to demolition and/or deconstruction of existing school facilities to recycle, reclaim and repurpose all or a portion of such facilities and/or building materials; (8) costs of on and off-site utilities and road improvements; and (9) costs of other similar activities or purposes, all as deemed necessary and advisable by the Board.

The Projects, or any portion or portions thereof, shall be acquired or made insofar as is practicable with available money and in such order of time as shall be deemed necessary and advisable by the Board. The Board shall determine the application of available money between the various parts of the Projects so as to accomplish, as near as may be, all of the Projects. The Board shall determine the exact order, extent and specifications for the Projects. The Projects are to be more fully described in the plans and specifications to be filed with the District.

Section 3. Calling of Election. The Auditor of Clallam County, Washington, as *ex officio* Supervisor of Elections (the "Auditor"), is requested to call and conduct a special election in

the District in the manner provided by law to be held therein on February 13, 2018, for the purpose of submitting to the District's voters, for their approval or rejection, the proposition of whether an excess property tax levy for the Capital Projects Fund shall be made annually for six years commencing in 2018 for collection in 2019 on all of the taxable property within the District of \$7,590,243, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2019 for collection in 2020 of \$7,666,145, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, in 2020 for collection in 2021 of \$7,742,806, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, in 2021 for collection in 2022 of \$7,820,235, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, in 2022 for collection in 2023 of \$7,898,437, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, and in 2023 for collection in 2024 of \$7,977,421, the estimated dollar rate of tax levy required to produce such an amount being \$2.47 per \$1,000 of assessed value, all in excess of the maximum tax levy specified by law for school districts without voter approval. The exact tax levy rate may be adjusted based upon the actual assessed value of the taxable property within the District at the time of the levy.

Section 4. Use of Levy Proceeds. If the proposition authorized by this resolution is approved by the requisite number of voters, the District will be authorized to levy excess property taxes and use the proceeds of such levies to pay costs of the Projects thereof, during the school years 2018-2019, 2019-2020, 2020-2021, 2021-2022, 2022-2023, 2023-2024 and 2024-2025, all as may be authorized by law and deemed necessary and advisable by the Board. Pending the receipt of those taxes, the District may issue short-term obligations pursuant to chapter 39.50 RCW or contract indebtedness pursuant to RCW 28A.530.080. Upon receipt, the District may use those taxes to repay such short-term obligations or indebtedness, all as may be authorized by law and deemed necessary and advisable by the Board.

Section 5. Sufficiency of Levy Proceeds. If available proceeds from the excess property tax levies authorized herein are more than sufficient to carry out the Projects, or should state or local circumstances require any alteration in the Projects, the District may apply such proceeds to other capital purposes, or reduce or eliminate the excess property tax levies authorized herein, all as the Board may determine by resolution and as permitted by law.

If the Board shall determine that it has become impractical to accomplish the Projects or any portion thereof by reason of state or local circumstances, including changed conditions or needs, regulatory considerations, incompatible development or costs substantially in excess of those estimated, or for any other reason determined by the Board, the District shall not be required to accomplish such Projects and may apply the proceeds from the excess property tax levies or any portion thereof to other capital purposes of the District, or reduce or eliminate the excess property tax levies authorized herein, all as the Board may determine by resolution and as permitted by law. In the event that the proceeds from the excess property tax levies authorized herein, plus any other money of the District legally available therefor, are insufficient to accomplish all of the Projects, the District shall use the available money for paying the cost of that portion of the Projects that is deemed by the Board most necessary and in the best interest of the District.

Notwithstanding anything in this resolution to the contrary, the proceeds from the excess property tax levies authorized herein may be used only to support the construction, modernization or remodeling of school facilities.

Section 6. Form of Ballot Title. Pursuant to RCW 29A.36.071, the Clallam County Prosecuting Attorney is requested to prepare the concise description of the aforesaid proposition for the ballot title in substantially the following form:

PROPOSITION 1

PORT ANGELES SCHOOL DISTRICT NO. 121

CAPITAL LEVY TO EXPAND AND RENOVATE STEVENS MIDDLE SCHOOL

The Board of Directors of Port Angeles School District No. 121 adopted Resolution No. 1718-04, concerning a proposition to relieve overcrowding and improve educationally outdated infrastructure. This proposition would authorize the District to levy the following excess taxes, on all taxable property within the District, to expand and renovate Stevens Middle School (including constructing a new grade level academic wing, expanding music program and Kitchen/Commons, and renovating buildings):

<u>Collection Year</u>	<u>Estimated Levy Rate/\$1,000 Assessed Value</u>	<u>Levy Amount</u>
2019	\$2.47	\$7,590,243
2020	\$2.47	\$7,666,145
2021	\$2.47	\$7,742,806
2022	\$2.47	\$7,820,235
2023	\$2.47	\$7,898,437
2024	\$2.47	\$7,977,421

all as provided in Resolution No. 1718-04. Should this proposition be approved?

LEVY ... YES

LEVY ... NO

Section 7. Authorization to Deliver Resolution to Auditor and Perform Other Necessary Duties. The Secretary to the Board (the "Secretary") or his designee is directed to: (a) present a certified copy of this resolution to the Auditor no later than December 15, 2017; and (b) perform such other duties as are necessary or required by law to submit to the District's voters at the aforesaid special election, for their approval or rejection, the proposition of whether the District shall levy annual excess property taxes to pay costs of the Projects.

Section 8. Notices Relating to Ballot Title. For purposes of receiving notice of the exact language of the ballot title required by RCW 29A.36.080, the Board hereby designates (a) the District's Director of Finance and Operations (David Knechtel), telephone: 360.565.3755; fax: 360.457.4649; email: [dknechtel@portangelesschools.org](mailto:dknechtel@portangelesschools.org); and (b) special counsel, Foster Pepper PLLC (Jim McNeill), telephone: 206.447.5339; fax 800.533.2284; email:

[jim.mcneill@foster.com](mailto:jim.mcneill@foster.com), as the individuals to whom the Auditor shall provide such notice. The Secretary is authorized to approve changes to the ballot title, if any, deemed necessary by the Auditor or the Clallam County Prosecuting Attorney.

Section 9. Authorization of Local Voters' Pamphlet. The preparation and distribution of information on the ballot measure for inclusion in a local voters' pamphlet or online voters' guide (the "Pamphlet") is hereby authorized. The Pamphlet shall include, but not be limited to, the text of the ballot measure, an explanatory statement and statements in favor of and in opposition to the ballot measure, if any. The Board hereby appoints a committee to prepare arguments advocating voters' approval of the ballot measure ("Pro Committee") and a committee to prepare arguments advocating voters' rejection of the ballot measure ("Con Committee"). The Secretary is authorized and directed to take such actions to appoint for the District persons known to favor the ballot measure to serve on the Pro Committee and shall, whenever possible, appoint persons known to oppose the ballot measure to serve on the Con Committee. The preparation of the explanatory statement, the appointment of Pro/Con Committee members and the preparation of statements in favor of and in opposition to the ballot measure, if any, shall be in accordance with chapter 29A.32 RCW and the rules and guidelines of the Auditor, as applicable. The District understands that it is responsible to pay its proportionate share of the costs of the Pamphlet under RCW 29A.32.270.

Section 10. General Authorization and Ratification. The Secretary, the District's Director of Finance and Business Operations, the President of the Board, other appropriate officers of the District and special counsel, Foster Pepper PLLC, are severally authorized and directed to take such actions and to execute such documents as in their judgment may be necessary or desirable to effectuate the provisions of this resolution. All actions taken prior to the effective date of this resolution in furtherance of and not inconsistent with the provisions of this resolution are hereby ratified and confirmed in all respects.


Section 11. Severability. If any provision of this resolution shall be declared by any court of competent jurisdiction to be invalid, then such provision shall be null and void and shall be separable from the remaining provisions of this resolution and shall in no way affect the validity of the other provisions of this resolution or of the levy or collection of excess property taxes authorized herein.

Section 12. Effective Date. This resolution shall become effective immediately upon its adoption.

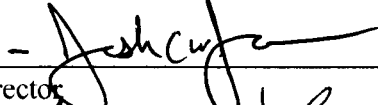
*[Remainder of page intentionally left blank; signature page follows]*

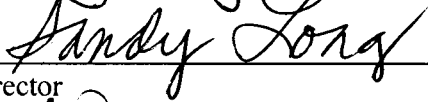
ADOPTED by the Board of Directors of Port Angeles School District No. 121, Clallam County, Washington, at a regular open public meeting thereof, held this 7<sup>th</sup> day of December, 2017, the following Directors being present and voting in favor of the resolution.

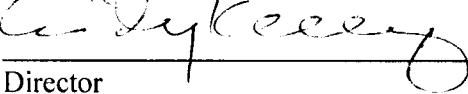
PORT ANGELES SCHOOL DISTRICT NO. 121  
CLALLAM COUNTY, WASHINGTON

  
\_\_\_\_\_  
President and Director

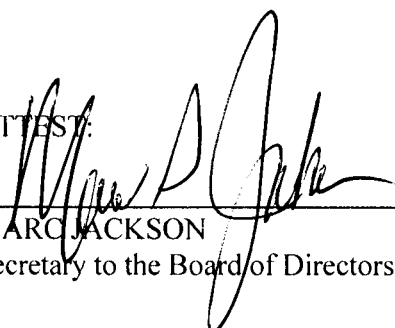
\_\_\_\_\_  
Vice President and Director

  
\_\_\_\_\_  
Director

  
\_\_\_\_\_  
Director

  
\_\_\_\_\_  
Director

ATTEST:

  
\_\_\_\_\_  
MARC JACKSON  
Secretary to the Board of Directors



CERTIFICATION

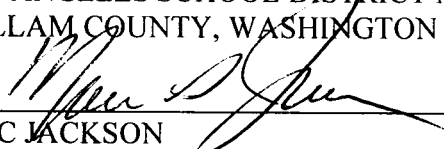
I, MARC JACKSON, Secretary to the Board of Directors of Port Angeles School District No. 121, Clallam County, Washington (the "District"), hereby certify as follows:

1. The foregoing Resolution No. 1718-04 (the "Resolution") is a full, true and correct copy of the Resolution duly adopted at a regular meeting of the Board of Directors of the District (the "Board") held at the regular meeting place thereof on December 7, 2017, as that Resolution appears on the minute book of the District, and the Resolution is now in full force and effect; and

2. A quorum of the members of the Board was present throughout the meeting and a sufficient number of members of the Board present voted in the proper manner for the adoption of the Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand this 7<sup>th</sup> day of December, 2017.

PORT ANGELES SCHOOL DISTRICT NO. 121  
CLALLAM COUNTY, WASHINGTON

  
\_\_\_\_\_  
MARC JACKSON  
Secretary to the Board of Directors